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*Attorneys for the Plaintiff*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

LUCERO SANCHEZ,

Plaintiff,

vs.

Case No. 3:21-cv-00352-MMD-CSD

RENOWN HEALTH, a Nevada Non-Profit  
Corporation, and DOES 1-20, inclusive,

Defendant.

**ERRATA TO PLAINTIFF'S  
RESPONSE IN OPPOSITION TO  
MOTION FOR RECONSIDERATION  
[ECF No. 87]**

COMES NOW, Plaintiff Lucero Sanchez (hereinafter "Sanchez" or "Plaintiff")  
by and through the undersigned counsel, and hereby files the following Errata to  
Response in Opposition to the Motion for Reconsideration [ECF #87].

**MEMORANDUM OF POINTS AND AUTHORITIES**

In the Court's Order denying Summary Judgment, the Court made the following  
ruling:

Plaintiff has presented the requisite very little evidence of pretext to  
survive summary judgment. For example, Plaintiff noted in the  
typewritten version of her diary that she was still being referred to as the  
'catering coordinator' and being asked to perform catering tasks in 2017  
(ECF No. 69-17 at 12), or after her demotion at the end of 2016 (ECF  
No. 77-17 at 2 (noting a 'date prepared' as December 29, 2016)). This is  
at least very little evidence that there was still catering work to be done,  
suggesting that Defendant's explanation for the demotion could be  
pretextual.

1 See ECF No. 81 at 14.

2 Subsequently, Renown filed a Motion for Reconsideration .

3 In Sanchez's Response in Opposition to the Motion for Reconsideration, the  
4 following argument was made:

5 The Court specifically noted in its Order at ECF #81 at 14, Sanchez noted  
6 in her diary that she continued to be called the 'catering coordinator' and  
7 was tasked with catering duties in 2017, ECF No. 69-17, page 12. And  
8 that this occurred after she was demoted and had her pay cut at the end  
9 of 2016, See ECF No. 77-17, page 2.

9 See ECF No. 87 at page 8.

10 No date is provided for the diary entry at ECF No. 69-17, page 12, but  
11 because it was included at the end of ECF No. 69-17, the undersigned counsel  
12 believed, as did the Court, that the entry was from 2017, as the exhibit 69-17  
13 appears to otherwise be in chronological order. ECF No. 69-17 was disclosed by  
14 the Plaintiff to the Defendants with her initial disclosures in November of 2021.

15 On May 22, 2024, at 5:01 p.m. counsel for Renown brought to the attention of  
16 the undersigned counsel an issue related to the Court's finding that Ms. Sanchez  
17 was tasked with catering duties in 2017 based on the contents of ECF No. 69-17  
18 page 12, which is attached hereto as Exhibit 1. In the Plaintiff's Response in  
19 Opposition to Motion for Summary Judgment [ECF No. 77] the Plaintiff did not cite  
20 ECF 69-17.

21 A separate document, attached hereto as Exhibit 2, provided in during  
22 discovery in this matter in response to a subpoena to the EEOC, but not brought to  
23 the Court's attention or the undersigned counsel's attention in the papers  
24 surrounding the Motion for Summary Judgment [ECF No. 69] or Motion for  
25 Reconsideration [ECF No. 83] is a copy of the same diary entry, but a date of  
26 "September 2016" for the entry at issue is provided.

27 Therefore, the undersigned counsel files this errata and withdraws the  
28 representation to the Court based on the contents of ECF No. 69-17 page 12 made

1 in Sanchez's Response to Renown's Motion for Reconsideration at ECF No. 69-17  
2 page 12 that this diary entry was from 2017. The diary entry relied on by the Court  
3 in its Order appears to be from September of 2016, not 2017.

4 RESPECTFULLY SUBMITTED this Thursday, May 23, 2024

5  
6 By: /s/ Luke Busby, Esq.  
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14 *Attorney for the Plaintiff*

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20 **Exhibit List**

- 21  
22 1. ECF No. 67-17  
23 2. Renown Disclosure Bates No. 883  
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**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I certify that on the date shown below, I caused service to be completed of a true and correct copy of the foregoing document by:

- \_\_\_\_\_ personally delivering;
- \_\_\_\_\_ delivery via Reno/Carson Messenger Service;
- \_\_\_\_\_ sending via Federal Express (or other overnight delivery service);
- \_\_\_\_\_ depositing for mailing in the U.S. mail, with sufficient postage affixed thereto; or,
- x   delivery via electronic means (fax, eflex, NEF, etc.) to:

Sandra Ketner  
Of Counsel  
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By:   /s/ Luke Busby, Esq.    
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Dated:   May 23, 2024